

City of Corunna  
Regular Council Meeting  
Monday, November 7, 2005

Present: Corey, Johnson, Mehig, Sanderson, Spring.

Absent: None.

Guests: Joe Sawyer, City Manager; Judy Horton; Janet Washburn, Parks & Recreation Director; Merilee Lawson, Assessor/Planner; Shirley Sanderson; Helen Granger, The Independent; Jack & Tina Johnson; Officer Angelo Panos, Police Department; Cheryll Warren, The Argus Press; Chief Kim Williams, Police Department; Mike O'Leary; Larry Norman; Gary Arnold, Capital Consultants; Tim & Renee Marble; Tyler Marble; Jerry Walden; and other concerned citizens.

The meeting was called to order in the City Council Chambers by Mayor Corey at 7:00 p.m.

MINUTES OF THE PREVIOUS REGULAR MEETING: Johnson moved, Wagner seconded to approve the previous regular meeting minutes dated October 17, 2005 as printed.

Roll call vote:

Yes: Wagner, Johnson, Sanderson, Spring, Mehig.

No: None.

Motion CARRIED

AGENDA APPROVAL: Johnson moved, Mehig seconded to approve the agenda as presented.

Roll call vote:

Yes: Spring, Mehig, Wagner, Johnson, Sanderson.

No: None.

Motion CARRIED

APPROVAL OF VENDOR DISBURSEMENTS: Mehig moved, Johnson seconded to approve the vendor disbursements dated October 21, 2005 as presented.

Roll call vote:

Yes: Wagner, Spring, Sanderson, Mehig, Johnson.

No: None.

Motion CARRIED

Wagner moved, Johnson seconded to approve the vendor disbursements dated November 4, 2005 as presented.

Roll call vote:

Yes: Sanderson, Mehig, Johnson, Spring, Wagner.

No: None.

Motion CARRIED

PROCLAMATION PRESENTATION: Mayor Corey read a mayoral proclamation recognizing November 13-19, 2005 as Homeless Awareness Week.

PRESENTATION OF LIFE SAVING AWARD: Chief Kim Williams presented Tyler Marble

with a Life Saving Award for awakening during a fire in his house and waking up the rest of his family members and making sure they were lead to safety on May 11, 2005.

PRESENTATION OF MERITORIOUS SERVICE AWARD: Chief Williams presented Officer Mike O’Leary with a Meritorious Service Award for assisting the Shiawassee County Sheriff Department with the house explosion on Copas Road on September 3, 2005.

CONSIDER FIREWORKS CONTRACT: Mayor Corey reviewed the fireworks bids received from Kundis Fireworks Display Shows, L.L.C. and Wolverine Fireworks Display, Inc. Councilperson Johnson stated she did not think the city should change companies. Councilperson Mehig stated he has heard no complaints about the present company and the fireworks have gotten better every year. He advised he thought the city should stay with the same company. Councilperson Sanderson asked if there were any rain provisions in the contracts. Mayor Corey advised no. Wagner moved, Johnson seconded to accept the three-year fireworks contract with Wolverine Fireworks Display, Inc.

Roll call vote:

Yes: Mehig, Spring, Johnson, Sanderson, Wagner.

No: None.

Motion CARRIED

7:15 P.M. PUBLIC HEARING TO CONSIDER REVISION OF CHAPTER 86 – SECTIONS 35

& 36 OF ZONING ORDINANCE: Johnson moved, Sanderson seconded to leave the regular session and go into a public hearing to consider the revision of Chapter 86 – Sections 35 & 36 of Zoning Ordinance.

Roll call vote:

Yes: Johnson, Sanderson, Wagner, Mehig, Spring.

No: None.

Motion CARRIED Time was 7:24 p.m.

Mehig moved, Johnson seconded to leave the public hearing and return to regular session.

Roll call vote:

Yes: Johnson, Sanderson, Wagner, Mehig, Spring.

No: None.

Motion CARRIED Time was 7:26 p.m.

Wagner moved, Sanderson seconded to approve the following Ordinance No. 05-02, Revision of Chapter 86 – Sections 35 & 36 of Zoning Ordinance:

**ORDINANCE NO. 05-02**

**AN ORDINANCE TO AMEND THE CODE OF THE CITY OF CORUNNA, MICHIGAN, CHAPTER 86 – ZONING, ARTICLE II. ZONING DISTRICTS AND MAPS, SECTION 86-35. ZONING OF ANNEXED AREAS, THE ADDITION OF SECTION 86-36. ZONING OF ACT 425 TERRITORY.**

**THE CITY OF CORUNNA, MICHIGAN ORDAINS:**

Section. 86-35. Zoning of Annexed Areas.

~~Wherever any area is annexed to the city, one of the following conditions will apply:~~

~~(1) Land that is zoned previous to annexation shall be classified as being in whichever zoning district most clearly conforms with the zoning that existed prior to annexation, with such classification to be recommended by the planning commission to the zoning board of appeals. The council shall approve such classification by resolution.~~

**Whenever any area is annexed to the city, it shall immediately upon such annexation be automatically classified as being in whichever zoning district most clearly conforms with the zoning that existed prior to annexation. Such interim zoning shall only be in effect until rezoning pursuant to subsection (b) hereof is completed.**

~~(2) Land not zoned prior to annexation shall be automatically classified as an R-A district until a zoning map for the area has been adopted by the zoning board of appeals. The planning commission shall recommend the appropriate zoning districts for such area within three months after the matter is referred to it by the zoning board of appeals.~~

**The Planning Commission shall, within 90 days after the territory is annexed, review and recommend to the City Council the appropriate zoning of the territory, with consideration being given to the existing land use and land use policies of the city comprehensive plan. The City Council, upon the acceptance of the Planning Commission's recommendation, will cause the current zoning map of the city to automatically reflect such zoning on the annexed area.**

#### **Section 86-36. Zoning of Act 425 Territory.**

**(1) Pursuant to Public Act 425 of 1984, as amended (1984 PA 425); MCL 124.21 et seq., it is provided that two local units of government may by contract conditionally transfer property for purposes of economic development and in formulating the contract, matters typically governed by zoning must be considered and zoning classifications are permissible for inclusion in any such 1984 PA 425 contract.**

**(2) Pursuant to 1984 PA 425, a territory by contract that comes under the jurisdiction of the City of Corunna for zoning purposes shall, for its initial zoning district classifications, be zoned as specifically provided in the contract.**

**(3) If a territory for zoning purposes comes under the jurisdiction of the City of Corunna under a 1984 PA 425 contract that does not specifically provide for the initial zoning classifications, it shall be zoned in the same manner as annexed territory as provided in Section 86-35.**

~~Secs. 86-36-37--86-60. Reserved.~~

#### **SECTION II. SEVERABILITY.**

This Ordinance and the several sections, subsections, paragraphs, clauses and parts thereof are hereby declared to be severable. If any part of clause thereof is declared or adjudged invalid by present or future legislation or decree, the balance of the Ordinance shall not be affected thereby.

#### **SECTION III. CONFLICTING ORDINANCES REPEALED.**

All Ordinances previously adopted and incorporated in the Code of the City of Corunna, Michigan, through codification procedures, or any existing Ordinances that are inconsistent with the provision of this Ordinance are hereby repealed, and in the case of inconsistencies, to the extent of such inconsistency, are hereby repealed.

#### SECTION IV. COPIES AVAILABLE.

This Ordinance may be purchased or inspected in the City Clerk's Offices, Monday through Friday, between the hours of 9:00 a.m. and 4:30 p.m.

#### SECTION V. EFFECTIVE DATE.

This Ordinance shall take effect pursuant to the Corunna City Charter, immediately upon publication hereof.

Roll call vote:

Yes: Spring, Mehigh, Wagner, Johnson, Sanderson.

No: None.

UPDATE ON CAPITAL CONSULTANTS: Gary Arnold from Capital Consultants gave the city council an update on the projects in progress in the city. He advised the city's sewers are being televised and lined and should be completed by January or February. He further advised the Brady Street boat launch project is on hold, the Ferry Street pump station project is scheduled for the spring of 2006, the M-71 sanitary sewer project needs to be done by next summer since the new armory should be completed by September 2006. He also advised he would check with the United States Department of Agriculture to see if there are any funds available for the industrial park utility extension. Councilperson Mehigh asked if the construction deadline for the armory would give the city time to extend its sewer lines. Mr. Arnold advised if the project is bid by February or March, everything should be up and running by next summer. He further advised the water loop project for N. Shiawassee Street is dead because the jobs at Machine Tool & Gear were created too quickly per the federal guidelines. Councilperson Johnson asked how the job creation at Dux Boats was going. Ms. Lawson advised they are progressing upward slowly. Councilperson Spring asked how long the boat launch project could be put on hold. Mr. Sawyer advised two years and the city can ask for an extension if one is needed. Mr. Arnold advised if things are done too quickly and incorrectly the state could ask for its money back and the city would be liable for reimbursing that money. Councilperson Sanderson asked if the jobs have to be filled with Corunna residents. Mr. Sawyer advised no.

CONSIDER 2005/2006 BUDGET AMENDMENTS: Wagner moved, Johnson seconded to approve the following budget amendments as presented in Resolution No. 110705-01 Resolution Amending the 2005/2006 Budget:

#### **RESOLUTION 110705-01 RESOLUTION AMENDING THE 2005/2006 BUDGET**

**WHEREAS,** The City Council of the City of Corunna desires to Amend the 2005/2006 Budget to Adjust Departmental Expenditures with an increase to the Original General Fund Appropriation;

**NOW THEREFORE BE IT RESOLVED**, that the budget for the City fiscal year beginning July 1, 2005 after recommendation by the City Manager be amended by the City Council as described as follows:

<b><u>Fund. #</u></b>	<b><u>Fund. Name</u></b>	<b><u>FROM:</u></b>	<b><u>TO:</u></b>
101	General Fund	\$1,442,773	\$1,460,273

**General Fund Expenditures:**

<b><u>Dept. #</u></b>	<b><u>Dept. Name</u></b>	<b><u>FROM:</u></b>	<b><u>TO:</u></b>
301	Police	\$315,874	\$333,374

**BE IT**, the same is hereby adopted, and the amount therein provided as recommended; appropriations are hereby appropriated according to the departmental totals.

Roll call vote:

Yes: Wagner, Spring, Sanderson, Mehig, Johnson.

No: None.

Motion CARRIED

**POSTING OF COUNCIL VACANCY:** Mayor Corey stated according to the city charter, it is the duty of the city council to appoint a member to fill a vacant position until the next general election, which is two years from now. He further stated Councilperson Johnson did not run this year but after the passing of Councilperson Runyan, she has agreed to fill his vacancy but the city is asking anybody in the Third Ward who has an interest in filling Councilperson Runyan's vacancy to submit an application. Ms. Johnson has submitted a letter in writing stating she is interested in filling the vacancy. Mayor Corey also stated the vacancy will be filled at the next council meeting. He asked that all applicants who submit an application be given a council packet prior to that meeting. Councilperson Sanderson asked how the vacancy would be addressed to the people. Mayor Corey advised hopefully the newspapers would put something in that the city is looking for applicants. Mr. Sawyer asked if council wanted the applications turned in by the close of business on November 17 so they can be included in the council packets. Mayor Corey advised yes and suggested that all applications should be received at city hall by 4:00 p.m. on November 17.

**CALL TO AUDIENCE:** Tina Johnson invited the city council to look at the Fourth of July website. The gentleman that did the review stand work took photos of the fireworks through the windshield of his car and they turned out so well that she forwarded them to the person that does the Fourth of July website and they have been loaded on the website.

**ROUNDTABLE DISCUSSION:** Councilperson Wagner thanked Councilperson Johnson for her interest in filling Larry Runyan's position. He also thanked Mr. Sawyer for the budget work that he did.

Councilperson Johnson stated she has enjoyed the last four years on the council and advised it has been a learning experience.

Mayor Corey stated it has been a pleasure working with Ms. Johnson and it has been a learning experience for all of the council. He thought the council has become exceptionally good at working together over the last four years and it has been wonderful. Mayor Corey reminded everyone about the float decorating that needs to be done. He

further reminded everyone to vote on Tuesday. He also reminded everyone about the Veterans' Day parade on Friday. Mayor Corey asked Mr. Sawyer if it might be a good idea to get laminated badges for the council and himself in case something happens that identification needs to be presented to the police department or other emergency people. The badges could have an expiration date on them that coincides with council's elected term. Mr. Sawyer advised Chris Newell from the county makes badges for the city. Chief Williams asked council to get with him and he would assist them in getting the badges. He advised he thought that was a very good idea.

ADJOURN: Wagner moved, Johnson seconded to adjourn.

Roll call vote:

Yes: Mehig, Spring, Johnson, Sanderson, Wagner.

No: None.

Motion CARRIED Time was 7:59 p.m.

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STEVE COREY, MAYOR

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LINDA LeCUREUX, DEPUTY CLERK